G R S App F IX 4]

1948 - 49

File No. 86-48

Previous References

(ML)

Serial Nos ~~50, 81~~ 40, 41, 80, 81

P 30 E-

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos Two

Part B for May '49

SUBJECT

Draft byelaws relating to the levy of octroi framed by the Irene Rocks Town ML CL

To The S.C Mandya &t
" Comptroller to Govt
" Prsdt. T ML CL, Irene Rocks

G O No L 13965-7/8 28-5-49

Sanctions

KSR

65 33 /mf

Subject Levy of octroi in French Rock Town Municipality

From The Deputy Commissioner Mandya

Dist Letter No A S 1562/47-48 dated 26th April '48

Forwards the file of records regarding the levy of octroi in French Rock Town Municipality

1) The D C states that the Town Municipal council French Rocks have not followed the procedure prescribed under the Act for the imposition of octroi The Municipal council have not framed the draft bye laws inspite of specific instructions issued by the D C Again the President has been asked to frame the draft bye-laws and submit them to the Govt for orders

2) If approved the papers will be sent back to the D C Mandya for retransmission along with the draft bye laws for the orders of the Govt.

3)

Levy of octroi in French Rocks' Town Municipality

3) The Deputy Commr has brought to notice, in this connection that the President French Rocks Town M C C has made an executive order directing the levy of octroi from 1-3-48 on the basis of the Resolution of the M C C dated 30-1-48 the bye laws have not been framed therefor & previous sanction of Govt has not been obtained the proposals may be reviewed in the circumstances

Ref 6157/48 4 The action of the French Rocks Town M C C in collecting octroi is ultra vires It cannot impose or enforce the levy of octroi without observing the formalities prescribed under the Statute and without framing the required bylaws which give the power to the Municipality to receive this tax. Hence the D C Mandya will be requested to advise the M C C to suspend the levy of octroi pending the framing of the bylaws for the sanction of Govt

Draft letter sent 7/5/48

6533 jml

Levy of octroi in French-Pockets town Municipality—

4) Submitted with a draft letter to the Dy Mandya DSR—

Dr / Cs

6 French pockets was a Minor Municipality It was converted into a Town Municipality with effect from January 1947

Dr / Cs!

7 It was levying octroi on certain articles according to the rules presented under the Mysore Town Municipalities Act 1933 and it continued to do so even after its conversion as a Town Municipality. In addition it has been levying from 1338 fasli octroi on the following articles.

1) Machinery parts & tools 0-0-3 per rupee advalorem

2) Soap ——— do ———

3) Cement, Firewood & Coffee } do ———
Medicines }

4) Charcoal 0-2 per bullock cart load

5) Fuel 0-4 per cart load

The rate of octroi is enhanced on the following articles

[illegible]

1) All kinds of oils except Kerosene 0-7-0 per tin

2) All kinds of wheels 0-7-0 to 1-4-0 per Cart/Waggon

3) Market fee on cloth 0-1-0 each to 0-0-3 each cloth 0-0-6 by cart

If the Municipality does not, as required by the provisions of the Statute aforesaid exercise its power to levy the octroi aforesaid to increase the existing rate under the Municipalities Act, the Municipality has to frame fresh bylaws for the levy of octroi, although the old rules applicable under the former Municipalities Act would be continued till such new bylaws are framed. The point is that when once the Municipality takes action to levy octroi aforesaid to increase the existing rate, the provisions of the Municipalities Act, necessary bylaws should be framed under the latter Act and any action taken under the M M Act would not be legal.

The Municipality has not sought to increase the present levy but states that it would be applied for when the bylaws are framed under the latter Act. It would be necessary for the purpose of the bylaws in question for the Municipality to frame fresh bylaws accordingly.

10) A

11 39/10

new cutch 1 1950 per

6583/47 & 1257/48 ml. 5

1) The draft put up is for perusal before issue

Director LSG 2.5.48

2) Submitted 11/5/48

3) Orders 13/5/48 from

15/5

THE DIRECTOR
LOCAL SELF GOVERNMENT
No 2519
Date 5885

4) Submitted 18/5/48

SubB 19/5

To the Dy Director of Handlooms
No L 17004 dt 19-5-48
calling information

From

The Dy Director of Handlooms Madras

No A 3, 1562/47 dt 4-8-48

Forwards draft Cess laws for the levy of a Cess under the Schedule

14) The Rates proposed are on the same principles as the present Rates for which the Commissioner of Cess & the recent Resolution of Madras Corporation Council on the Subject of the levy & retrospective Municipalities the proposals may be Sanctioned

15) The Budget abstracts of the Municipalities for 47-48 and 48-49 are called over

[illegible]

6533/47 & 1257/ord

Levy of octroi on French-Rocks to mt MCy

	47-48	48 & 49
Opening Balance	Rs 4,104/	Rs 15,679/-
Receipts	Rs 33,811/-	Rs 37,536/-
Total	Rs 37,915/-	Rs 53,215/-
Expenditure	Rs 33,997/-	Rs 46,225/-
Closing Balance	Rs 3918/-	Rs 6,990/-

16) The bye-laws require to be sent Secretariat to the Legal Branch for before Sanction

17) Submitted for orders.

Rec 28/8/48
Rs 18848

18) Pl put up similar by-laws sanctioned for some other Municipalities compare them & submit for 28/8/48

19) A copy of the Sanctioned octroi bye-laws of Mdenarampuram Town Municipality is put up

20) The draft bye-laws now framed closely follow the above Sanctioned bye-laws except for some minor changes Regarding Refunds &c which are perhaps made to suit the Local conditions

21) The Legal Branch may also perhaps be consulted as to their suitability for adoption

Rec 26/8/48. Rs 21.8.48

12547

Ml 1257

22) In favour of opinion I am the suitability of the draft bye-laws in question

Legal Branch 26/8/

CIVIL & REV SECRETARIAT

Sir T V

23) The draft Bye Laws have been scrutinised and certain verbal corrections in bye laws 3, 4, 6(a), 11, 13, 17, 19 and 25 are suggested for consideration A preamble has also been embodied to indicate the relevant provisions of law.

24) The following points in respect of certain bye-laws are submitted for consideration

Bye-Law No 2 In this bye-law Railway has not been specified as one of the recognised routes for purposes of importing articles liable to octroi. It is perhaps necessary to supply this omission since the town of French Rocks has railway link through which such articles can be, and perhaps are being imported Similar provision is contained in the octroi Bye laws framed by the Municipal Council of Hole-Narasipur.

Re: Bye-laws of French Rocks Town Municipality

Bye-Law No 16

In the last sentence of this bye law certain words appear to be missing. The idea perhaps is that no fee may be charged in the case of export pass. The sentence will read correctly if the words no fee' are inserted between the words eventual export' and shall be charged" The administrative section is to make necessary corrections in this matter

Bye-Law No 24

This bye-law does not seem to be in order in view of the provisions contained in clause (k) of section 48(1) of the Mystic Town Municipalities Act, 1933. The said clause (k) makes it obligatory for giving refund in the circumstances specified therein, for instance, when the animals or goods on which octroi has been paid

T254/me

Petron Bye Laws of French Rock Town Municipality

are again exported This bye-law takes away the right of claiming refund which is expressly conferred by the Municipal Act The Bye-laws should therefore be modified

Bye-Law No. 27

This bye-law appears ~~to be~~ unnecessary since the right of imposing licence in respect of the sale of articles liable to Petrol is conferred under clause (k) of Section 84 (1) of the Act itself the purpose of licensing Bye-laws 26 and 28 Separate bye-laws have to be made by the Municipality and the power cannot be exercised under a bye-law.

~~Both of these bye-laws~~ provide penalty for an infringement of any of these provisions It may perhaps be redundant to have two penal provisions It is therefore suggested that bye-law No. 28 only may be retained

List and Table of Petrol and other articles

The Schedule II of the Municipalities Act 19

Draft Bye-Laws of the Nairobi 1257/Mc
Municipality

418
RL

contains the maximum rates of octroi permissible under the Act under Class V of this Schedule octroi duty is leviable on tobacco. The High Court in one of their judgments have interpreted this provision and have taken the view that its scope has to be limited to tobacco only and not to the products of tobacco such as beedi, cigarettes etc. Following this view, the rates of octroi duty on beedi, cigarettes and snuff which are contained in items 8 & 10 of the Table of duties appended to the draft Bye-laws will have to be omitted. The rates of duty in respect of the other articles are within the permissible statutory limits.

MRV 29/10

21/10/68

Mas 29/10/68

Law Secy)

23) SK

3 Nov 68

Municipal Branch)

for MRV

1227/rel

Octroi bye-laws of French-Rocks Town Mfg 11

3

1583/rel

26) Dft Letter to the D C Mandya &
Ce prst cp for approval

Cases 4/1/49

27) J Hussain
S/11/49

to
5/11

To
The Deputy Commissioner Mandya Dt
No L50028/mel 86-48-41/11-11-48
Calls for information

Secy A. 16-11-48

From

The Dy Commr Mandya
No ASC 1562/47-48 of 19-2-49
States that the records were
sent with his letter related 23-12-48

D No. 4851
6/1/49

28) The records said to have
been sent along with ~~his Office~~ Dcs letter
No ASC 1583/47-48 dated 23-12-48
have not been received in this office
It is not available in Secs also
If approved the Dc will be requested
to send copy of the direct Octroi laws

Put up
See Letter dated 15-12-48 of
the Dy Commr, Mandya
7/1/49

Any 11/1/49

11/26/49

FAILED

12

Levy of cess in F. Rocks Town

1257/me
J 4851/mg

From

The Asst Manager Thrissur

A.S.C 1562/Ret Dt 22-12-48 forwards the draft Byelaws after due modification

29) The draft byelaws are modified as suggested by the local body. 1. 29/4/49
No 2 block is returned for the reasons furnished the Byelaws as modified may perhaps be sanctioned. The Municipality also forwarded to return the objected products in the list

30) Submitted for orders

Asst
29/4/49 Sd
30/4/49 Sd
2/5/49

31) Some other byelaws have been received from this Municipality and the file do they not include the octroi byelaws also? Please verify & furnish.

Sd
28/5/49

32) In the other file there are no Byelaws relating to the collection of toll in F Rocks Municipality and in addition there are draft byelaws regarding the collection of tax on Mandy days

Octroi bye laws in F Rocks Town
MLS

on the articles brought for sale
in the Shandy

Le 85/m1

33) The other file also is put up
for reference

Asp
14/5/49 for 14/5/49

34) A draft for Local
the octroi bylaws may be put up
since all the formalities prescribed
have been observed & the procedure
Town Hall have carried out the
Corrections suggested in respect
the Octr bylaws by the Law dept

for
21/5/49

35) Off Co Sanctioning as put up
may be appd

Cooke
24/5/49 for 24/5/49

[illegible]
24/5/49

Minister L & S)

for 26/5/49

Appd
Secretary 26/5/49
26/5/49

Date 25 MYSORE
N HAL DE ARTMENTS

OFFICE OF
THE MINISTER FOR
LOCAL SELF GOVERNMENT
No 5689
D. 25/5/49

Date 26/5/49

Levy of octroi at French-Pondy town

GO No. A 13965-7/Jnl 86-98-81
Dt 28.5.98

Sanctioning the proposal

To
1) The Lt Governor, Raj Nivas
2) The Comptroller to Govt
3) Asst, Town Panchayat, French Enclave

B-31/5/98

Office of the Deputy Commissioner,
Mandya District,
Mandya, Dated, 24th April 1948

No A5 1562-1947-48

GENERAL & REVENUE SECRETARIAT
6533
3 MAY 1948
MUNICIPAL BRANCH

From

K. Mohamed Ahmed, Esq, B A ,
Deputy Commissioner,
Mandya District, Mandya

To

Syed Abdul Aleem, Esq, B A ,
Secretary to the Government of
H H the Maharaja of Mysore,
Revenue Department, Bangalore

Sir,

Re - Levy of octroi in Frenchrocks Town Municipality

In enclosing herein the file of records received from the Preside Town Municipal Council, Frenchocks, with his No C 71 dated 12-3-48 on the above subject, I have to honour to state that the Muncipal Council, Frenchrocks have not followed the procedure prescribed unde Act for the imposition of octroi They appear to have straight away issued order directing payment of octroi at prescribed rates some new commodities and enhancement of octroi on certain other dutiable goods and brought t order into effect from 1-3-48 even without obtaining sanction fro Government This was pointed out to Municipal Council with a direc on that the President may look into the matter and submit suitable roposals after observing the statuto formalities Nothing has bee done in the matter The papers have been resubmitted for obtaining anction of Government to the additi-onal levy The president in is case has made an executive order directing the levy of octroi fr 1-3-1948, on the basis of the Resolution of the Municipa Council dated 30-1-48 Sinc he Municipal Council have not framed the Draft Bye-Laws inspite of e specfic instructions issued in thi office, I have asked the presi nt to take immediate action to fram the Draft-Bye-Laws and submit e same after observing all the statu tory formalities On receipt the Draft Bye-law, the proposals of Muncipal Council will be forwa d for obtaining necessary sanctio of Government, to the Octroi B-laws for the enchanc- ment T.O of the r of octroi on certain goods a fresh levy of octroi on some

P T O

other commodities.

I have the honour to be,
Sir,
Your most obedient servant,

For Deputy Commissioner,
Mandya District.

REVENUE SECRETARIAT
13 AUG 1948
BRANCH

Ml 1257

5

Office of the Deputy Commissioner

L 17004 19/5/48 3

To

The Deputy Commissioner
Mandya Distt

Sir,

Subject- Levy of cess in Forest rocks thereof

With reference to your letter No D5/562-1947-48 dt 24-4-48 on the above subject, I am directed to state that the cases of the forest rocks wherein the levy of cess has been given effect to in terms framing under the D.M Act the required bylaws in this behalf and without obtaining the sanction of the Govt to the levy as required by the

4

provisions of the said Act
The rules relating to the levy of rates
which the Mfg had in force while
it was a Town Mfg are still
being enforced But when once the M
decides to levy fresh rates or enhance
the existing ones, it is necessary that
it observes the formalities prescribed under
the T.M. Act Hence the Mfc
may be advised to frame the required
rates bylaws & submit
them for the orders of Govt
on or before the 15th January
pending.

Thanking
Yours faithfully
Secretary
Municipality

GENERAL & REVENUE SECRETARIAT
13 AUG 1948
GEN & MUNICIPAL BRANCH

Ml 1257

5

Office of the Deputy Commissioner,
Mandya District,
Mandya, Dated the 4th August 1948

No A5 C 1562/47-48

(& Records)

From

GENERAL & REVENUE SECRETARIAT
3 AUG 1948
MU I BRANCH

Janab F Mohamed Ahmed, B A ,
Deputy Commissioner,
Mandya District, Mandya

To

SECRETARIAT
I 716
GOVERN

Janab Syed Abdul Aleem, B A ,
Secretary to Government,
Revenue Department, Bangalore,

Sir,

Ml 86-48-40

Re - Levy of octroi in Frenchrocks Town Municipality

With reference to your letter No I 17004 dated 19-5-48 on the above subject, I have the honour to enclose herein the draft bye-laws in duplicate submitted by the President, Town Municipal Council, Frenchrocks, after observing the formalities prescribed under the Town Municipality Act, with his No T 24 C 71/47-48 dated 14-7-48 for favour of obtaining early sanction of Government to the Bye-laws

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Mandya District

F N

L 5028
11-11-48

ML 86-48-41

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

No 4

L

The Dy Commr
Nawanagar Dr Draft

Re Levy of octroi on French-Rocks Town Municipality

Sir,

With Reference to the Correspondence ending with your letter No. A & C-1562/47-48 dated 4-8-48 on the above subject I am directed to submit the draft Note bye laws required to be made in the light of the following observations

1) Bye law 2 does not ~~exclude~~ recognise ~~exclude~~ Railway as a mode of importing dutiable articles and there omission ~~is~~ ~~fraught~~ fraught with grave consequences Consideration

WD 03697—GPB—30 000—2 2 40

What Provision Needs to be made in the Important Railway Station.

2) ~~Clause~~ The last Sentence of para two of Bye-law No 16 is not clear due perhaps to ~~does not make Sense~~ and certain words ~~seem to be missing~~ being omitted through Inadvertence of the Typist in the Section, It is not to Charge any fee in the Case of Export Passes this Should be made clear by the insertion of the Words "No fee" between the Words "Essential export" and "Shall be charged"

3) Bye-law No 21 (e) Conflicts with the provisions contained in cl (k) of Sec 45 (1) of the M T M Act, 1933, and therefore Requires to be modified

4) Bye-law No 27 Contemplates on any one of the need for imposing of licence Fee taking out a licence at any time after the Bye laws Come into force There is a Variance of the provisions of the Act, as this power cannot be taken under the other Bye-laws of licensing

G R S App F G 3

GENERAL AND REVENUE SECRETARIAT

(*Continuation sheet draft form*)

~~Cond~~ of licensing of the dealers
in dutiable articles as considered
necessary, Separate Type laws will
have to be framed ~~for the purpose~~
~~and this power cannot be later~~
~~under the other Type laws~~ in
this behalf This Type law is
therefore non-necessary

The manufacture & production
of tobacco leaf cigarettes beedis
etc, on the list of dutiable
articles is not desirable as these
are not items coming under
Schedule II of the Act

The Type laws may be
suitably modified in the ~~above~~
light of the above observations
~~leaflet~~ and submitted for the
orders of Govt
The Records accompany

Yours faithfully

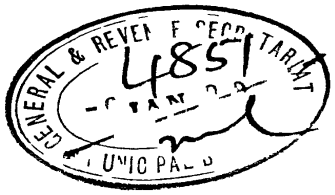
for
Jt Sec Rev Secy
to
Govt

WD 03697—GPB—30 000—2 2 40

Mk 86-48-80 9 10

Office of the Deputy Commissioner,
Mandya District,
Mandya, Dated the 22nd December 48

No A5-C 1562/48



From

Janab K Mahamed Ahmed, B A ,
Deputy Commissioner,
Mandya District, Mandya

To

Janab Syed Abd l Aleem, B A ,
Secretary to Government,
Revenue Department, Bangalore

Sir,

Subject - Levy of octroi in Frenchrocks Town Municipality

With reference to your letter No L 5028/Ml 86-48-41 dated 11-11-48 on the above subject, I have the honour to enclose herein the entire file of records received from the President, Town Municipal Council, Frenchrocks with his letter No G1-360-c 71/48-49 dated 11-12-48 and to request you in the circumstances reported by the President, kindly to obtain sanction of Government to the octroi Bye-laws proposed by the Municipal Council

Yours Faithfully,

Deputy Commissioner,
Mandya District

N N

6583/M 10
3/3

Office of the Deputy Commissioner,
Mandya District,
No A5 C-1562/47-48 Mandya, Dated the 19th February 49
E 1

From

The Deputy Commissioner,
Mandya District,
Mandya

To

The Secretary to Government,
General Department,
Bangalore

Sir,

Re - Levy of octroi in Frenchrocks Town Municipality

With reference to your letter No L 9196 dated 10-2-49 on the above subject, I have the honour to state that a reply in the matter was sent to the Secretary to Government, Revenue Department, with this office letter of even number dated 23-12-48 A copy of the letter is herein enclosed for favour of reference

In this connection, I wish to state that the susfiles of this office have been inadvertantly sent to the Secretary to Government, Revenue Department, with the letter As they are required for reference and record in this office, I request you kindly to send the same, early

Yours Faithfully,

H P Ramanarayya

Deputy Commissioner,
Mandya District

Letter No A5-1562/48-49 dated 23-12-48 from the Deputy Commissioner, Mandya District, to the Secretary to Government, Revenue Department, Bangalore

---

Re - Levy of Octroi in Frenchrocks Town Municipality

With reference to your letter No L 5028/M1 86-48-41 dated 11-11-48 on the above subject, I have the honour to enclose herein the entire file of records received from the President, Town Municipal Council, Frenchrocks with his letter No G1 360-C-71/47-48 dated 11-12-48 and to request you in the circumstances reported by the President, kindly to obtain sanction of Government to the Octroi Bye-laws proposed by the Municipal Council

---

"COPY"

for Deputy Commissioner,
Mandya District

G R S App F VI—G 2]

SUBJECT

12

Diary No of letter replied to 4851/ml

Section SMh

File No 86-48

Serial No 81

General and Revenue Secretariat

( )

the *19*

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 28-5- 1949

Signed by [illegible]

Read—

Correspondence ending with letter no A S C 1562/48 dated 22.12.48 from the D C Mandya District forwarding for sanction under Sec 48 (1) (k) of the Mysore Town Municipalities Act 1933, draft bye law ~~Order thereon~~ No relating to the levy of octroi framed by the Srirangapatna Town Municipality and forwarding also the prescribed formalities as to the manner in which regard has been duly observed ~~to~~ as required by the Act

May this be—

(i) printed?

(ii) treated as a standing order?

(iii) published in the Gazette English Part?

(iv) translated?

(v) placed at the disposal of the Press?

(vi) published in the Gazette Kannada Part?

Order no. Ju 13965-7/XL-86-48-81

28/5/49

The Bye-laws as appended hereto are Sanctioned

They ~~Bye-laws~~ may be got printed and five 25 Copies thereof sent ~~forwarded~~ to the Municipal Branch of the Secretariat

Genl Secy to Govt

24/5/49

24/5/49

The Dy Commr, Bandipora w/r
The Controller to Govt
The President, Town Hall Cl,
Jewish Roads.

List of Enclosures

Copied by

Examined by

WD 03696—GPB—30 000 2 2 49

-French ~~on~~ Town Municipality

Octroi - Bye laws

— o —

Bye laws framed by the Frenchrocks Town Municipal Council for the levy of octroi under section 4(1)(k) of the Mysore Town Municipalities Act 1933

Octroi limits 1 The octroi limits for the purpose of collecting octroi shall be the Municipal limits

Routes for entry 2 No articles liable to octroi shall be brought within those limits except by one of the high roads described in the schedule hereto annexed

Inspection of dutiable articles on import 3 All persons bringing into or carrying from beyond the octroi limits of the town any goods articles ~~or any conveyance~~ or packages containing such articles shall stop such ~~articles conveyance~~ or packages when ordered to do so by the octroi officer in order to enable the octroi officer to inspect the same and produce any document indicating the quantity and value of goods brought for purpose of check He will also help in unloading if found necessary, for checking the dutiable articles

OFFICE OF THE DEPUTY COMMISSIONER
No
18 JULY 1948
MANDYA DISTRICT

4 The octroi post at which such conveyances packages or goods shall be liable to inspection shall be the posts on the high road described in Schedule I and the octroi officer on duty every person bringing dutiable articles in town or town shall report the fact at the first post of such octroi on the road by which it comes to the octroi officer the Sanitary Inspector and all other servants of octroi post of Mitahadde and all persons in charge of the road are authorised to inspect the contents of any conveyance or package in Section 83 of the Mysore Town Municipalities Act Regulations 1933

Table of octroi duties to be exhibited

5 A table showing octroi leviable shall be open to the inspection of any person at the Municipal office and copies shall be supplied without any charge to any person requiring the same. Such tables shall also be affixed in a conspicuous place at every octroi at which octroi is levied

Pass for Import

6 Where the goods have been examined at the octroi post a pass in duplicate for such of the goods as are liable to octroi shall be furnished to the importer by the octroi post who adds his name and receiving such pass the importer shall forthwith bring the taxable to the octroi post accompanied by a peon, unless the importer declares that he intends to export the goods at once in which case a free pass will be issued and no peon allowed to be taken out of the Town immediately under an escort of an octroi officer such A. immediate exporter must sign his name along with the hour and date at the time of exit

Ascertainment and payment of duty

7 Where goods do not have to be entered in the manner aforesaid are brought to the octroi office, they may be unloaded and weighed or counted by the officer in charge of the octroi post. Upon ascertainment of the amount of the octroi payable on the goods the importer shall either pay the amount due and receive a receipt for the removal of the goods or shall deposit the same in a bonded warehouse. Where the duty is of such as above a permit shall be granted by officer in charge of the octroi post office for

for the removal of the goods showing the quantity or number of the goods, the amount paid in respect thereof and the date of payment. The fact of the receipt shall be noted on each copy of the challan one copy of which shall be retained in the office and the copy delivered to the octroi collector for which a receipt was received.

Production of invoice — 8. Where a view to the appraisement of the value of the goods when the basis assessed is value, the importer may be called upon to produce the invoice of the goods for the inspection of the officer in charge of the octroi post. Should he fail or refuse to produce the invoice the value of the goods shall be assessed by the officer in charge of the octroi office at current rates and octroi levied accordingly.

Extra allowance — When the appraisement of the value of the goods is made on the basis of the invoice the value should exclude all expenses such as packing charge, forwarding charge, cartage, hire, charges etc less trade discount shown in the office invoice.

Exemption from production of goods — 9. (1) With the previous approval of the President in each case any carrying agent through whom goods are imported on behalf of persons residing within the Municipality or any such importer may on deposit of a Security such amount as in each case be fixed by the President, not being less than Rs 250/-, be exempted from producing the goods imported by them or through their agency for inspection at the octroi

11

provided that he makes arrangements satisfactory to the President for the supply to the Council of correct and detailed lists of all such goods with the names of the consignees in each case. Every such agent shall be responsible to the extent of his deposit for the payment of octroi duty on all goods which may have left his premises without octroi having been paid, provided that the President may at any time cancel such exemption by giving notice in writing to such agent or importer and return to him the amount of his deposit or such portion thereof as may remain at his credit, or may in any case require such agent or importer to produce and such goods for inspection at the central octroi office

Bonded warehouse

Bonded warehouse — 10 The Municipal Council shall provide a Bonded warehouse for the custody of goods which may be deposited under Rule 7

Hours of Business — 11 The Bonded warehouse shall be opened for the transaction of business from 8 to 11 AM and 2 to 5 PM daily except on Sundays and holidays authorised by the President. Arrangements shall however, be made for the officer in charge of the octroi post for dealing with perishable articles such as betel leaves at such stage

Declaration by depositor of goods — 12 Every importer depositing goods in the Bonded warehouse shall, unless the officer in the charge of the octroi post has previously by weighing, counting or appraising ascertained the amount of octroi payable thereon, give a declaration in the form appended (Schedule II) of the declaration as to the weight, quantity and if necessary of the value of such goods

[illegible for the] Goods deposited — 13 A receipt in the form appended (Schedule III) shall be given by the officer incharge of the Octroi koti for all goods deposited in the Bonded Warehouse and register of all goods shall be maintained Octroi department is not responsible for any goods ~~[illegible]~~ left at the premises and not Covered by a receipt

Manner of receipt when goods are returned — 14 The receipt given by the Octroi department for depositing goods should be returned before taking delivery of the article to which it refers, otherwise the officer incharge of the Octroi koti may refuse to deliver the article

Endorsement receipt to whom authority take delivery — 15 If the depositor does not himself take delivery of the articles deposited in the octroi office, he must endorse on the receipt a request for delivery to the person to whom he wishes it to be made and if the receipt is not produced the delivery of the goods may at the discretion of the officer incharge of the octroi office, be withheld until the person entitled in his opinion to receive the same has given an indemnity to the satisfaction of the officer incharge of the Octroi kot.

Breaking the Bulk — 16 Any person who has deposited goods in the Bonded warehouse may break bulk or change the packing thereof on application to the officer incharge of the warehouse and the duplicate cards or may on paying full duty thereon, import such goods into the City covered by a permit may export such goods free, covered by an export p

19

Subject to the escort of an actor Subordinate provided that new packages covered by such pass, shall if possible and before they are taken from the warehouse, be stamped by the officer in charge so as to show that they are under Bond

Export Pass — The export pass shall be in triplicate the original being retained by the officer in charge of the warehouse and the duplicate and triplicate delivered — For every export pass granted for eventual export, no fee shall be charged provided that in case of carts a fee of one anna shall be charged for every cart

Storage Fees — No goods shall be allowed to leave the Bonded warehouse until storage fees have been paid thereon, under the following rates

(1) Goods shall be allowed to remain 24 hours free of charge

(2) After that period single rates as in the following shedule shall be charged per week or part thereof

	Rs	A	P	
Tobacco per maund of 24 lbs	0	0	6	a week or part thereof
Timber Sawn per ton	0	4	0	— do —
Timber in log per ton	0	4	0	— do —
piece goods per bale of 400 lbs or over or per case of 6 doz or over	0	2	0	— do —
Piece good per bale of less than 400 lbs or per case of less than 6 doz	0	1	0	— do —
Sugar per 2 cwt of 9 maunds	0	0	6	— do —
Kerosene oil per box of 2 tins of 8 gallons	0	1	0	— do —
Iron and any other article per ton	0	4	0	— do —

(3) Double the rates shall be charged after Seven days, prescribed that the President may in his discretion allow a reduction in or exemption from such penal rates

(4) The date of admission and removal of goods shall reckon as one days and Sundays and close holidays shall not be taken into account in reckoning the date from which fees under each class shall be payable When delay is caused by the inability of the Officer in charge of the warehouse to examine and pass the goods, such delay shall not be reckoned

Occupation of separate rooms by authorised whole sale dealers

18 The President may permit any wholesale dealer to occupy a room in the Bonded Warehouse for the Storing of durable articles intended for sale to retail dealers in the Municipality and may make such rules regarding the occupation of such rooms as may from time to time be found necessary

Drayage

19 When goods Stored by a wholesale dealer in the Bonded Warehouse under the above rules and issued on payment of duty, such allowance may be made on the original weight on account of materials used in the packing or on account of reduction of weight owing to drayage wastage as may from time to time be fixed by the President

Period for claiming deposited goods and disposal of Unclaimed goods:—20 All perishable commodities remaining unclaimed or unclaimed after 48 hours shall be sold by public auction to the highest bidder at the Bonded Warehouse. All other goods remaining unclaimed for a longer period than 6 months shall be sold in like manner, provided that before selling such goods notice of the fact shall be posted for seven days at the Bonded Warehouse and at the Municipal Office and provided that the goods shall be sold earlier when the storage fees are likely to exceed the Value

Sale proceeds how dealt with — 21 Where any Goods are sold under Byelaw 20, the Sale proceeds shall be credited to the Municipal Funds in payment of duty and storage fees due in respect thereof; provided that if the amount realised by the sale exceeds the amount so due, the balance shall be kept in deposit for one year and any claims for such balance received during that time shall be duly considered by the Council on the expiry of one year or after all claims received during that period have been duly disposed off, the balance shall be credited to Municipal Funds No claims shall be admitted after the said period of one year, except by special permission of the Council

Council not responsible for damage to goods Under Storage — 22 The Council shall not be responsible for any damage that may be caused to goods deposited in the Bonded Warehouse while such goods are being ~~packed~~ passed into or out of the Ware houses or while they remain therein unless such damage is proved to have been caused by the wilful neglect of the ware house keeper or other person charged with the Sale Custody of the Goods

Permission to use private places as Bonded Warehouse — 23 Any person may with the sanction of President be permitted to use any place a Bonded warehouse on payment of the Cost of such establishment and subject to such conditions a

–24– Refunds on reexport — On all dutiable articles on which octroi duty has been paid and which are subsequently exported by the original importer himself beyond the Municipal limits without breaking bulk, refunds shall, subject to the following rules be granted at the rates originally charged at the time of import

1 On timber imported and reexported in log - within Six months from the date on which octroi was levied
2 On piece goods within three months from the date on which octroi was levied
3 All other articles – within one month from the date on which octroi was levied

Provided that no refund shall be granted

1 On Kerosene oil
2 on Sugar
3 on any sums less than one rupee

as may in each case be fixed by the President

do — 24 ~~As refunds shall be given on any articles~~ Refunds

t by Road - 25 The export permit to be issued only for a traffic and the time allowed to pass inside the town 30 minutes, which would be sufficient to pass from one end to the other end of the town

enal:— 26 Any breach of this bylaw will render the contravener liable to be punished with a fine extending to ten times the value of octroi on such goods or to Rs 25/-, whichever may be less and to payment of octroi duty on the articles accounted for

27 The ~~Municipal Council by a resolution may impose~~ licensing ~~System~~ at any time after this Bylaw comes into force on any one, who deals with any dutiable article in the town limit

Penalties — 28 Any person importing or exporting dutiable article who infringes Bylaws 3, 4, 6, 7, 12 and 27, shall be liable to a fine not exceeding Rs 50/- on a conviction before a magistrate

Schedule I

All octroi goods must enter into the Town only through the following gates, which are called octroi posts

(a) Railway Kattle gate — (on Railway Station Road)

(b) Beerasettihalli gate - near burial ground on Nagamangala Road

(c) Kodikatte gate - near Kodihalli bridge on Mandya Road

(d) Harohalli gate - near Sri Narayanaswamy temple on Krishna rajasagara Road (KRS Road).

(e) Mahankali gate - near mahankali temple

Schedule II (Bye law no 13)

To

The officer in charge of the octroi office,
Frenchrocks Town

Please receive the undermentioned goods and deposit-in the

Name of depositor	Description of articles deposited	Number of packages or bales etc	Distinguishing marks if any	Weight		Measurement		Quantity	Value	Remarks
				Mauds	Seers	feet	inches			

I do hereby certify that I have satisfied myself that the entries as made by me above are correct and that I am fully aware of the provisions of the byelaws no 13 to 17, 19 & relating the deposit

Witness –
Signature
Address

Signature of depositor
Address
Date

Schedule III (Byelaw no 13)

Octroi office, Frenchrocks Town

Received for deposit the undermentioned goods from

Receipt No	Consignment No	Consignment Date	Goods deposit-ion no	Name of articles	Description	Number of articles	Remarks

Goods keeper Head clerk Octroi Inspector Frenchrocks Town
Date

Retail octroi license – (Granted under the octroi byelaws framed by the Frenchrocks Town Municipal Council under Section 51 of the Municipal Regulation)

Name of license holder
Residence
Name of Vendor
Residence

you are hereby authorized to store and vend subject to the provisions of this license the following articles on the premises No within the municipal of the Frenchrocks Town

3 That the said premises may be inspected at any time by any Octroi officer at any time in the manner prescribed by the Rules

2 That all goods in the said premises and purchased or sold by you shall have paid Octroi or have been purchased at the Octroi, or from a duly licensed Vendor

3 That no goods will be permitted to be started or sold in any other than the license premises and any goods found in any unlicensed premises will be considered as contraband and treated accordingly

4 That this license shall only be in force for twelve months viz from 1st July 19 to 30th June 19 and that it be exhibited to any Octroi officer when he shall lawfully call for the same

That this license be not transferable by sale, gift mortgage or otherwise and that no person except such as are named herein shall have power to act under it

6 The licenseholder is required within fifteen days from the date of issue of this license to have a sign board put up in a conspicuous part of the premises occupied by him with the following inscriptions legibly painted thereon in English and Kanarese

Number of license
Name
License to sell

7 That you shall deposit Rs 5/- as security for the due observance of the Conditions of this license the whole or part of which being forfeited as the President may direct for the breach of any one of the Conditions of this license

8 That this license shall be liable to suspension or forfeiture for breach of any of the Conditions of the Octroi Rules

No 1124

List of dutiable articles in the Frenchrocks Town Municipality

ಫ್ರೆಂಚ್ ರಾಕ್ಸ್ ಟೌನ್ ಮುನಿಸಿಪಾಲ್ಟಿಯಲ್ಲಿ ಸುಂಕ ವಿಧಿಸಬೇಕಾದ ಪದಾರ್ಥಗಳ ಪಟ್ಟಿ.

ಸಂ	Particulars	Unit	Rate			ಸಂಖ್ಯೆ	ಪದಾರ್ಥಗಳ ವಿವರಣೆ		ದರ		
1	oil seeds (160 Seers)	1 kauli	0	4	0	೧	ಎಳ್ಳೆಣ್ಣೆ ಬೀಜ	ಗಂಪು ಸೇರಿಸಿದ್ದು ಅಲ್ಲ	0	4	0
2	oil (960 Tolas)	1 maund	0	2	9	೨	ಎಣ್ಣೆ	ಗಂಪು ಸೇರಿಸಿದ್ದು	0	2	0
3	Kerosene oil	1 Tin	0	2	0	೩	ಕೆರೋಸೀನ್ ಎಣ್ಣೆ	ಟಿನ್‌ಗಳಲ್ಲಿ	0	2	0
4	Cocoanut	each	0	0	1	೪	ತೆಂಗಿನಕಾಯಿ	ಪ್ರತಿಯೊಂದಕ್ಕೆ	0	0	1
5	Jaggery	Per maund	0	2	0	೫	ಬೆಲ್ಲ	ಪ್ರತಿ ಮಣಿಗೆ	0	2	0
6	Sugar	1 maund	0	4	0	೬	ಸಕ್ಕರೆ	ಪ್ರತಿ ಮಣಿಗೆ	0	4	0
7	(Copra) Coconut dry	1 maund	0	8	0	೭	ಕೊಬ್ಬರಿ	ಪ್ರತಿ ಮಣಿಗೆ	0	8	0
8	Beedi	per 1000	0	1	0	೮	ಬೀಡಿ	ಪ್ರತಿ ೧೦೦೦ಕ್ಕೆ	0	1	0
9	Cigarettes	1000	0	2	0	೯	ಸಿಗರೇಟು	ಪ್ರತಿ ೧೦೦೦ಕ್ಕೆ	0	2	0
10	Tobacco, Snuff etc	1 maund	0	0	0	೧೦	ಹೊಗೆಸೊಪ್ಪು, ನಶ್ಯ ಮುಂತಾದ	ಪ್ರತಿ ಮಣಿಗೆ	0	0	0
11	Piece goods, gunny (Value)	Rs 100/-	0	9	0	೧೧	ಜವಳಿ	ಬೆಲೆಯ ಮೇಲೆ	ಗಂಟಿಗೆ ೧೦೦ಕ್ಕೆ	9	0
12	Betel leaves (1 bundle)	100 leaves	0	0	1	೧೨	ವಿಳ್ಳೇದೆಲೆ	(ಪ್ರತಿ ಕಟ್ಟಿಗೆ) ೧೦೦ಕ್ಕೆ	0	0	1
13	Sheep, goat	Per head	0	1	0	೧೩	ಕುರಿ, ಆಡು	ಪ್ರತಿಯೊಂದಕ್ಕೆ	0	1	0
14	Ghee	½ maund	0	8	0	೧೪	ತುಪ್ಪ	ಪ್ರತಿ ಮಣಿಗೆ	0	8	0
15	Lime	½ tin	0	0	3	೧೫	ಚಾವಣಿಸುಣ್ಣ	ಟಿನ್‌ಗೆ	0	0	3
16	Boras oil _____ (Value)	Rs 100/	1	0	0	೧೬	ಕಪ್ಪು ದುಡ್ಡು	ಹೇರಿಕೆಯಾ	1	0	0
17	Timber 1st grade 2nd grade	50 cubic ft	4	0	0	೧೭	ಟಿಂಬರ್ (ಮರ) ದರ್ಜೆ ೧	ಘನ ಪಲಿಟಿಗೆ	4	0	0
18	All kinds of metals (Also metallic products)	Value Re. 1	0	0	3	೧೮	ಲೋಹದ ಸಾಮಾನುಗಳು (ಎಲ್ಲಾ ಲೋಹದ ಅಲ್ಲದ ಸಾಮಾನುಗಳು)	ಬೆಲೆಯ ಮೇಲೆ	0	0	3
19	Tiles (mangalore)	"	0	0	3	೧೯	ಮಂಗಳೂರು ಹೆಂಚು	ಒಂದು	0	0	3
20	Soaps	"	0	0	3	೨೦	ಸಾಬೂನು	"	0	0	3
21	Gunny bags	"	0	0	3	೨೧	ಗೋಣಿಚೀಲ	"	0	0	3
22	English medicines (Allopathic)	"	0	0	3	೨೨	ಇಂಗ್ಲೀಷ್ ಔಷಧಿಗಳು (ಅಲೋಪತಿಕ್)		0	0	3
23	Harvest	"	0	0	3	೨೩	ಸಿಕುಂಟು		0	0	3
24	All machinery & its parts	"	0	0	3	೨೪	ಎಲ್ಲಾ ತರಹದ ಯಂತ್ರಗಳು ಮತ್ತು ಅದರ ಬಿಡಿಭಾಗಗಳು		0	0	3
25	Firewood _____	Cart load	0	2	0	೨೫	ಸೌದೆ	ಗಾಡಿಗೆ	0	2	0
26	~~Big Size~~ / ~~Small Size~~	each	0	0	6	೨೬	~~ಸಣ್ಣದು~~ / ~~ಚಿಕ್ಕದು~~ ಚೀಪ್ಪುಗಳು	ಒಂದಕ್ಕೆ	0	0	6
27	Charcoal	per bag	0	2	0	೨೭	ಇದ್ದಿಲು	ಗೂಟಿಗೆ	0	2	0

Frenchrocks
dt 14th July 48

Iraaskaran
President,
Town Municipal Council,
Frenchrocks

6 (a) Powers to collect octroi -

Every cokad manegar is authorised to collect at the cokad, the Octroi Value upto Re 0 8-0 and the above which the octroi shall be collected at the Head office in the presence of the Vice-President or any other Superior officers

27

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

READ:-

Correspondence ending with letter No.A5.C.1562/48 dated 22nd December 1948 from the Deputy Commissioner, Mandya District, forwarding for sanction under Section 48(1)(k) of the Mysore Town Municipalities Act, 1933, draft byelaws relating to the levy of octroi framed by the French Rocks Town Municipal Council, and adding that all the prescribed formalities in this regard have been duly observed as required by the Act.

ORDER NO: Lg 13965-4 | HL 86-48-81

Dated, Bangalore, the 28-5-49

The byelaws as appended hereto are sanctioned.

They may be got printed and five copies thereof sent to the Municipal Branch of the Secretariat.

for General Secretary to Government.

To
The Deputy Commissioner, Mandya District, with records
" Comptroller to Government.
" President, Town Municipal Council, French Rocks.